



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BRYAN

Serial No.: 09/803,211

Filed: March 8, 2001

For: *BIOLUMINESCENT NOVELTY
ITEMS*

Art Unit: Unassigned

Examiner: Unassigned

I hereby certify that this paper and the attached papers are being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents
Washington, D.C. 20231, on this date.

05/17/01
Date

Kelly M. Fischer
Kelly M. Fischer

**INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE
WITH 37 C.F.R. §§ 1.97-1.98**

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Because this Information Disclosure Statement is filed prior to receipt of a First Office Action on the Merits for the above-captioned application, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Form PTO-1449 (31 pages) is provided herewith in connection with the above-captioned application. With the exception of item MW mentioned below, copies of the references listed on the Forms PTO-1449 are not provided herewith as they have been previously provided or cited by the Examiner in connection with U.S. Serial Nos. 09/44,762,



SSN 09/803,211

BRYAN, Bruce

INFORMATION DISCLOSURE STATEMENT

09/135,988 (now U.S. Patent No. 6,152,358), 08/757,046, (now U.S. Patent No. 5,876,995), and 08/597,274 which are relied upon for an earlier filing date in accordance with 35 U.S.C. §120.

Item MW, U.S. Patent No. 6,232,107 which is denoted with a double asterisk (**) on the Form PTO 1449, is provided herewith in the English language. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Applicant also makes known to the Examiner the following U.S. and International applications, which are commonly owned and/or have one or more inventors in common.

<u>U.S.S.N. (Patent No.)</u>	<u>Filing Date</u>
08/597,274	02/06/96
08/908,909	08/08/97
08/990,103	12/12/97
09/444,762	11/22/99
09/609,161	07/03/00
09/746,485	12/22/00

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and make them of record in the file history of the above-captioned application.

USSN 09/803,211
BRYAN, Bruce
INFORMATION DISCLOSURE STATEMENT



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Respectfully submitted,
HELLER, EHRMAN, WHITE & McAULIFFE LLP

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